

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

| | | |
|--------------------------------|---|---------------------|
| CHRISTOBAL RUIZ, | : | |
| Petitioner | : | |
| | : | |
| v. | : | CIVIL ACTION |
| | : | No. 18-880 |
| | : | |
| THOMAS McGINLEY et al., | : | |
| Respondents | : | |

ORDER

This 29th day of March, 2024, it is hereby **ORDERED** that Petitioner's Amended Petition for Writ of Habeas Corpus, ECF 26, is **GRANTED** as to claim one: that Mr. Ruiz's sentencing counsel provided ineffective assistance in failing to investigate and present mitigating evidence at his sentencing. Petitioner must within 180 days receive a new sentencing hearing from the Berks County Court of Common Pleas.

/s/ Gerald Austin McHugh
United States District Judge